

than \$10,000, or by both such fine and imprisonment, or if subject to military or naval law, may be tried by court martial, and, on conviction, shall suffer such punishment as the court martial may direct.

(Mar. 31, 1947, ch. 26, § 7, 61 Stat. 32.)

REESTABLISHMENT OF OFFICE

For termination and reestablishment dates, see note set out preceding section 321 of this Appendix.

§ 328. Suspension of conflicting laws

Except as provided in this Act [sections 321 to 329 of this Appendix], all laws and parts of laws in conflict with the provisions of this Act [said sections] are suspended to the extent of such conflict for the period in which this Act [said sections] shall be in force.

(Mar. 31, 1947, ch. 26, § 8, 61 Stat. 33.)

REESTABLISHMENT OF OFFICE

For termination and reestablishment dates, see note set out preceding section 321 of this Appendix.

§ 329. Effective date

Except as otherwise provided by the terms of this Act [sections 321 to 329 of this Appendix], the provisions hereof shall take effect at 12 o'clock post meridian, March 31, 1947.

(Mar. 31, 1947, ch. 26, § 9, 61 Stat. 33.)

§ 330. Destruction of records; use of appropriations; procedures; transfers to other agencies

Appropriations for the Selective Service System may on and after August 28, 1958, be used for the destruction of records accumulated under the Selective Training and Service Act of 1940, as amended [sections 301 to 318 of this Appendix], by the Director of Selective Service after compliance with the procedures for the destruction of records prescribed pursuant to the Records Disposal Act of 1943, as amended (44 U.S.C. 366-380): *Provided*, That no records may be transferred to any other agency without the approval of the Director of Selective Service.

(Pub. L. 85-844, title I, Aug. 28, 1958, 72 Stat. 1073.)

REFERENCES IN TEXT

The Records Disposal Act of 1943, as amended (44 U.S.C. 366-380), is act July 7, 1943, ch. 192, 57 Stat. 380, which enacted sections 366 to 380 of former Title 44, Public Printing and Documents. Sections 366 to 376, and 378 to 380 of former Title 44 were repealed by Pub. L. 90-620, § 3, Oct. 22, 1968, 82 Stat. 1306, and reenacted as sections 3301 to 3303 and 3304 to 3314, respectively, of Title 44, Public Printing and Documents. Sections 3304 to 3307 of Title 44 were repealed by Pub. L. 91-287, § 2(c), June 23, 1970, 84 Stat. 321. Section 377 of former Title 44 was also repealed by Pub. L. 90-620, § 3, Oct. 22, 1968, 82 Stat. 1306.

CODIFICATION

Section was enacted as part of Pub. L. 85-844, known as the Independent Offices Appropriation Act, 1959, and not as part of act Mar. 31, 1947, ch. 26, 61 Stat. 31, which comprises sections 321 to 329 of this Appendix.

PRIOR PROVISIONS

Similar provisions were contained in the following prior appropriation acts:

June 29, 1957, Pub. L. 85-69, title I, 71 Stat. 235.
June 27, 1956, ch. 452, title I, 70 Stat. 348.
June 30, 1955, ch. 244, title I, 69 Stat. 209.
June 24, 1954, ch. 359, title I, 68 Stat. 287.
July 27, 1953, ch. 241, title I, 67 Stat. 189.
July 5, 1952, ch. 578, title I, 66 Stat. 406.

SERVICE EXTENSION ACT OF 1941

ACT AUG. 18, 1941, CH. 362, 55 STAT. 626-628

§§ 351 to 357. Repealed. Aug. 10, 1956, ch. 1041, § 53, 70A Stat. 641

Section 351, act Aug. 18, 1941, ch. 362, § 1, 55 Stat. 626, related to the declaration of national peril for purposes of extending service under section 303(b) of this Appendix.

Section 352, act Aug. 18, 1941, ch. 362, § 2, 55 Stat. 626, authorized an eighteen-month extension of periods of service for persons inducted under the Selective Training and Service Act of 1940, sections 301 to 318 of this Appendix.

Section 353, act Aug. 18, 1941, ch. 362, § 3, 55 Stat. 626, extended time for application for National Service Life Insurance.

Section 354, act Aug. 18, 1941, ch. 362, § 4, 55 Stat. 627, related to release from service in hardship cases.

Section 355, act Aug. 18, 1941, ch. 362, amended section 303(c) of this Appendix.

Section 356, act Aug. 18, 1941, ch. 362, § 6, 55 Stat. 627, authorized President to order Regular Army retired personnel to active duty. See section 471 of this Appendix.

Section 357, acts Aug. 18, 1941, ch. 362, § 7, 55 Stat. 627; Dec. 8, 1944, ch. 548, § 3, 58 Stat. 799; Aug. 9, 1946, ch. 936, 60 Stat. 971, related to reemployment rights. See section 459 of this Appendix.

§ 358. Repealed. June 16, 1942, ch. 413, § 19, 56 Stat. 369, eff. June 1, 1942

Section, act Aug. 18, 1941, ch. 362, § 8, 55 Stat. 627, related to additional compensation for active service in excess of twelve months.

ADDITIONAL REPEAL

Section was also repealed by act Aug. 10, 1956, ch. 1041, § 53, 70A Stat. 641.

§§ 359 to 362. Repealed. Aug. 10, 1956, ch. 1041, § 53, 70A Stat. 641

Section 359, acts Aug. 18, 1941, ch. 362, § 9, 55 Stat. 628; Aug. 7, 1946, ch. 770, § 1(58), 60 Stat. 871, suspended limitations on number of inductees.

Section 360, act Aug. 18, 1941, ch. 362, § 10, 55 Stat. 628, related to enlistments in Army without regard to component. See section 3252 of Title 10, Armed Forces.

Section 361, act Aug. 18, 1941, ch. 362, § 11, 55 Stat. 628, amended section 401 of this Appendix.

Section 362, act Aug. 18, 1941, ch. 362, § 12, 55 Stat. 628, gave short title of act.

ARMY RESERVE AND RETIRED PERSONNEL SERVICE LAW OF 1940

ACT AUG. 27, 1940, CH. 689, 54 STAT. 858

§§ 401 to 405. Omitted

CODIFICATION

Section 401, acts Aug. 27, 1940, ch. 689, § 1, 54 Stat. 858; Aug. 18, 1941, ch. 362, § 11, 55 Stat. 628, authorized for the period ending the later of June 30, 1942, or 6 months after the termination of the authority under section 352 of this Appendix the President to order reserve and retired personnel to active service. See section 471 of this Appendix.

Section 402, act Aug. 27, 1940, ch. 689, § 2, 54 Stat. 859, related to laws and regulations governing personnel called to active service.

Section 403, acts Aug. 27, 1940, ch. 689, §3, 54 Stat. 859; Sept. 16, 1940, ch. 720, §8(d), (f), 54 Stat. 891; July 28, 1942, ch. 529, §1, 56 Stat. 723; Dec. 8, 1944, ch. 548, §2, 58 Stat. 799, related to service and health certificates and reemployment rights. See section 459 of this Appendix.

Section 404, act Aug. 27, 1940, ch. 689, §4, 54 Stat. 860, made applicable the Soldiers' and Sailors' Civil Relief Act and section 101 et seq. of this Appendix. See sections 464 and 501 et seq. of this Appendix.

Section 405, act Aug. 27, 1940, ch. 689, §5, 54 Stat. 860, suspended all laws in conflict with sections 401 to 405 of this Appendix.

PAY OF PERSONS INDUCTED IN ERRONEOUS RANK OR GRADE

Act Feb. 6, 1942, ch. 42, 56 Stat. 50, related to pay of persons inducted in erroneous rank or grade under sections 401 to 405 of this Appendix.

MILITARY SELECTIVE SERVICE ACT

ACT JUNE 24, 1948, CH. 625, 62 STAT. 604

- Sec.
451. Short title; Congressional declaration of policy.
452. Repealed.
453. Registration.
454. Persons liable for training and service.
- (a) Age limits; training in National Security Training Corps; physical and mental fitness; adequate training facilities; assignment to stations and units; training period; medical specialist categories.
- (b) Length of service; release of individuals accepted into Army National Guard, Air National Guard, and other Reserve components.
- (c) Opportunity to enlist in Regular Army; voluntary induction; volunteers under 18 years old.
- (d) Transfer to Reserve component; period of service.
- (e) Pay and allowances.
- (f) Additional compensation from civilian sources.
- (g) Occupational deferment recommendations by National Security Council.
- (h) Repealed.
- (i), (j) Omitted.
- (k) Reduction of periods of service; establishment of National Security Training Corps; composition; service; pay.
- (l) Terminated.
- 454a to 454d. Omitted.
- 454e. Volunteer service of physicians and dentists; minimum period.
455. Manner of selection of men for training and service; quotas.
456. Deferments and exemptions from training and service.
457. Repealed.
458. Bounties for induction; substitutes; purchase of release.
459. Separation from service.
- (a) Certificate recording proficiency and merit; physical examination.
- (b) Right to vote; manner; poll tax.
- (c) Reports on separated personnel.
460. Selective Service System.
- (a) Establishment; construction; appointment of Director; termination and reestablishment of Office of Selective Service Records.
- (b) Administrative provisions.
- (c) Delegation of President's authority.
- (d) Acceptance of gifts and voluntary services.

Sec.

- (e) Repealed.
- (f) Settlement of travel claims, etc.
- (g) Reports to Congress.
- (h) Maintenance of System after institution of all volunteer program for meeting manpower needs.
461. Emergency medical care.
462. Offenses and penalties.
463. Nonapplicability of certain laws.
464. Soldiers' and Sailors' Civil Relief Act as applicable.
465. Notice of requirements of Act; voluntary enlistments unaffected.
466. Definitions.
467. Repeals; appropriations; termination date.
468. Utilization of industry.
- (a) Placement of orders; Congressional action: notification of committees of certain proposed payment orders, resolution of disapproval, continuity of session, computation of period; "small business" defined.
- (b) Precedence of Government placed orders.
- (c) Failure to give precedence; Government possession.
- (d) Payment of compensation by United States.
- (e) Application of Federal and State laws governing employees.
- (f) Penalties.
- (g) "Person" and "Government agency" defined.
- (h) Rules and regulations governing steel industry; mandatory.
469. Savings provisions.
470. Effective date.
471. Authority of President to order Reserve components to active service; release from active duty; retention of unit organizations and equipment.
- 471a. Procedural rights.
472. Period of increased service applicable to all personnel.
473. Regulations governing liquor sales; penalties.

ACT REFERRED TO IN OTHER SECTIONS

This Act is referred to in section 516 of this Appendix; title 8 section 1255a; title 10 sections 513, 1475, 12103, 12104, 12208; title 22 section 2520; title 26 section 3121; title 29 section 1696; title 42 sections 410, 2996f.

§ 451. Short title; Congressional declaration of policy

(a) This Act may be cited as the "Military Selective Service Act".

(b) The Congress declares that an adequate armed strength must be achieved and maintained to insure the security of this Nation.

(c) The Congress further declares that in a free society the obligations and privileges of serving in the armed forces and the reserve components thereof should be shared generally, in accordance with a system of selection which is fair and just, and which is consistent with the maintenance of an effective national economy.

(d) The Congress further declares, in accordance with our traditional military policy as expressed in the National Defense Act of 1916, as amended, that it is essential that the strength and organization of the National Guard, both Ground and Air, as an integral part of the first line defenses of this Nation, be at all times maintained and assured.

To this end, it is the intent of the Congress that whenever Congress shall determine that